

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**SYMBOLGY INNOVATIONS, LLC,**

**Plaintiff,**

**v.**

**L'OCCITANE, INC.,**

**Defendant.**

**CASE NO. 1:20-CV-00889**

**JUDGE: BENITA Y. PEARSON**

**JURY TRIAL DEMANDED**

**L'OCCITANE, INC.'S RULE 12(b)(6)  
MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM**

Defendant L'Occitane, Inc. ("L'Occitane") respectfully moves this Court to dismiss Plaintiff Symbolgy Innovations, LLC's ("Symbolgy") Complaint, pursuant to Federal Rule of Civil Procedure 12(b)(6), for failure to state a claim upon which relief can be granted. The grounds for this motion are further set forth in L'Occitane's Memorandum of Law in Support of its Motion to Dismiss for Failure to State a Claim, which is being filed contemporaneously herewith.

Dated: May 27, 2020

Respectfully submitted,

/s/ Scot A. Hinshaw

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing has been electronically filed using the CM/ECF filing system on May 27, 2020, which automatically sends email notifications to all counsel of record and which will permit viewing and downloading of same from the CM/ECF system.

/s/ Scot A. Hinshaw

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